

BILL NO. G-97-06-12 (As Amended)

GENERAL ORDINANCE NO.

8-10-97

**AN ORDINANCE AMENDING CHAPTER 39:
ORDINANCE VIOLATIONS BUREAU, OF THE CITY OF
FORT WAYNE, INDIANA, CODE OF ORDINANCES**

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:**

SECTION 1. That Chapter 39: Ordinance Violations Bureau, §39.03 SCHEDULES OF
PENALTIES, shall be amended to add the following violations, code sections and civil penalties:

§39.03 SCHEDULE OF PENALTIES.


The following are subject to admission of violation before the Violations Clerk and the
amount of the civil penalties to be assessed:

<u>NATURE OF VIOLATIONS</u>	<u>CODE SECTION</u>	<u>CIVIL PENALTY</u>
False Alarms, and Failure to Register	101.02A(7)	\$50.00 per offense - up to maximum allowed by law
Audible Alarm Violations	101.05	\$50.00 per offense
Penalty for False Alarm	101.07B	\$50.00 per offense beginning with the 3rd offense occurring in a calendar year
Penalty for False Alarm	101.07C	\$50.00 per offense beginning with the 3rd offense occurring in a calendar year
Penalty for False Alarm	101.07D	\$50.00 per offense beginning with the 1st offense occurring in a calendar year, and \$25.00 late fee for fines not timely paid

SECTION 2. This Amendment to Chapter 39 shall be in full force and effect on the later to occur of July 1, 1997, or the date of its passage and any and all necessary approval by the Mayor of the City of Fort Wayne, and any publication or other notices required under Indiana law.

Thomas Hayhurst
Council Member

APPROVED AS TO FORM AND LEGALITY


Joseph G. Bonahoom, Attorney for City Council

Read the first time in full and on motion by Hayhurst,
and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation)
and Public Hearing to be held after due legal notice, at the Common Council Conference
Room 128, City-County Building, Fort Wayne, Indiana, on _____,
the _____ day of _____, 19____, at _____
o'clock _____ M., E.S.T.

DATED: 6-24-97

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Parnie,
and duly adopted, placed on its passage. PASSED
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>6</u>			<u>3</u>
BENDER	<u>✓</u>			
CRAWFORD				<u>✓</u>
EDMONDS				<u>✓</u>
HALL	<u>✓</u>			
HAYHURST	<u>✓</u>			
HENRY	<u>✓</u>			
LUNSEY				<u>✓</u>
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			

DATED: 8-12-97

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL) _____ (SPECIAL) _____

(ZONING) _____ ORDINANCE _____ RESOLUTION NO. D-10-97
on the 12th day of August, 19 97

Sandra E. Kennedy ATTEST: Thomas P. Helmke
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the
13th day of August, 19 97,
at the hour of 3:00 o'clock _____ M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 23rd day
of August, 19 97, at the hour of 2:00
o'clock _____ M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

BILL NO. *H-97-06-12*

GENERAL ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 39:
ORDINANCE VIOLATIONS BUREAU, OF THE CITY OF
FORT WAYNE, INDIANA, CODE OF ORDINANCES**

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:**

SECTION 1. That Chapter 39: Ordinance Violations Bureau, §39.03 SCHEDULES OF
PENALTIES, shall be repealed in its entirety and replaced by the following:

§39.03 SCHEDULE OF PENALTIES.

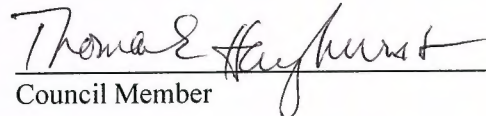
The following are subject to admission of violation before the Violations Clerk and the
amount of the civil penalties to be assessed:

<u>NATURE OF VIOLATIONS</u>	<u>CODE SECTION</u>	<u>CIVIL PENALTY</u>
Animal control, Class A offense	91.999(A)(1)	Not less than \$50 nor more than \$2,500
Animal control, Class B offense	91.999(A)(2)	Not less than \$50 nor more than \$2,500
Animal control, Class C offense	91.999(A)(3)	Nor less than \$15 nor more than \$2,500
Public Health Code violations	95.99	Not less than \$25 nor more than \$100
Smoke detector	94.99(C)	\$50
Abandoned vehicles	90.99(A)	Not more than \$50
General nuisance/rubbish	100.01	\$50
Skateboarding where prohibited	97.99	\$15
Possession or consumption	71.99	\$50 for first offense
Operator or Owner of Motor Vehicle in Violation	71.99	\$50 for first offense

1	Refuse	50.99(B)	\$25 for first violation;
2			\$50 for each subsequent
3			violation over the next
4			12 months
5			
6	False Alarms, and Failure to Register	101.02A(7)	\$50.00 per offense - up
7			to maximum allowed by
8			law
9			
10	Audible Alarm Violations	101.06	\$50.00 per offense
11			
12	Penalty for False Alarm	101.08B	\$50.00 per offense
13			beginning with the 3rd
14			offense occurring in a
15			calendar year
16			
17	Penalty for False Alarm	101.08C	\$50.00 per offense
18			beginning with the 3rd
19			offense occurring in a
20			calendar year
21			
22	Penalty for False Alarm	101.08D	\$50.00 per offense
23			beginning with the 1st
24			offense occurring in a
25			calendar year

(74 Code, § 2-113) (Ord. G30-88, passed 10-11-88; Am. Ord. G-24-89, passed 11-14-89; Am Ord. G-21-92, passed 6-29-92; Am. Ord. G-23-96, passed 10-8-96)

SECTION 2. This Ordinance shall be in full force and effect on the later to occur of July 1, 1997, or the date of its passage and any and all necessary approval by the Mayor of the City of Fort Wayne, and any publication or other notices required under Indiana law.


Council Member

APPROVED AS TO FORM AND LEGALITY

Joseph G. Bonahoom, Attorney for City Council

Hand Tied
7-22-97
8-5

BILL NO. G-97-06-12 (columned)

REPORT OF THE COMMITTEE ON REGULATIONS

THOMAS E. HAYHURST - REBECCA J. RAVINE - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON _____ REGULATIONS _____ TO
WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ amending
Chapter 39: Ordinance Violations Bureau, of the City of Fort Wayne,
Indiana, Code of Ordinances

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) ~~(RESOLUTION)~~

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Alfred Lauer
Rebecca Ravine

OSL

Martin D. B...

Stephen D. King

T. Hayhurst

DATED: *8-12-97*

Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221 • FAX 219-427-1371

SANDRA E. KENNEDY, CITY CLERK

August 27, 1997

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of August 30, 1997, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Legal Notice
Bill No. G-97-06-07 (as amended)
Five Times
False Alarm

Legal Notice
Bill No. G-97-06-12 (as amended)
Schedule of Penalties

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

LEGAL NOTICE

Notice is hereby given that on the 12th day of
August, 19 97, the Common Council of the City
of Fort Wayne, Indiana, in a Regular Session did pass
the following Bill No. G-97-06-12 (as amended) General
Ordinance No. G-10-97 to-wit:

BILL NO. G-97-06-12 (As Amended)

GENERAL ORDINANCE NO.

G-10-97

**AN ORDINANCE AMENDING CHAPTER 39:
ORDINANCE VIOLATIONS BUREAU, OF THE CITY OF
FORT WAYNE, INDIANA, CODE OF ORDINANCES**

**NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
FORT WAYNE, INDIANA:**

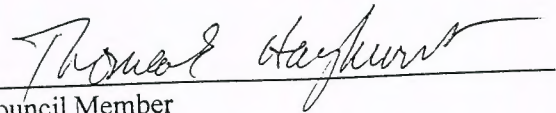
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PENALTIES, shall be amended to add the following violations, code sections and civil penalties:

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The following are subject to admission of violation before the Violations Clerk and the
amount of the civil penalties to be assessed:

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Penalty for False Alarm	101.07D	\$50.00 per offense beginning with the 1st offense occurring in a

1 **SECTION 2.** This Amendment to Chapter 39 shall be in full force and effect on the later
2 to occur of July 1, 1997, or the date of its passage and any and all necessary approval by the Mayor
3 of the City of Fort Wayne, and any publication or other notices required under Indiana law.
4
5
6
7


Council Member
THOMAS E. HAYHURST

Read the third time in full and on motion by Ravine, and duly adopted,
placed on its passage. PASSED by the following vote:

AYES: Six
Bender, Hall, Hayhurst, Henry,
Ravine, Schmidt
NAYS: None
ABSENT: Three
Crawford, Edmonds, Lunsey
ABSTAINED: None

DATED: 8-12-97

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana,
as General Ordinance No. G-10-97 on the 12th day of August, 1997

ATTEST: SEAL

Sandra E. Kennedy
City Clerk

Thomas C. Henry
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day
of August, 1997, at the hour of 3:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 23rd day of August, 1997, at the hour of
2:00 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify

that the above and foregoing is a full, true and complete copy of

General Ordinance No. G-10-97,

passed by the Common Council on the 12th day of

August, 1997, and that said Ordinance was

duly signed and approved by the Mayor on the 23rd day of

August, 1997, and now remains on file and

on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne,

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

72 lines, 2 columns wide equals 144 equivalent lines
at .364 cents per line

\$ 52.42

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

26.21

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 78.63

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

LEGAL NOTICE

Notice is hereby given that on the 12th day of August, 1997 the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-97-06-12 (as amended) General Ordinance No. G-10-97 to-wit:

BILL NO. G-97-06-12 (As Amended) GENERAL ORDINANCE NO. G-10-97

AN ORDINANCE AMENDING CHAPTER 39: ORDINANCE VIOLATIONS BUREAU, OF THE CITY OF FORT WAYNE, INDIANA, CODE OF ORDINANCES NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Chapter 39: Ordinance Violations Bureau, SUB SECTION 39.03 SCHEDULES OF PENALTIES, shall be amended to add the following violations, code sections and civil penalties:

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Thomas E. Hayhurst
Council Member

Read the third time in full and on motion by Ravine, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Six
Bender, Hall, Hayhurst, Henry, Ravine, Schmidt

NAYS: None

ABSENT: Three, Crawford, Edmonds, Lunsey

ABSTAINED: None

DATED: 8-12-97

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-10-97 on the 12th day of August, 1997

ATTEST:
Sandra E. Kennedy
City Clerk

Thomas C. Henry
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of August, 1997, at the hour of 3:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Approved and signed by me this 23rd day of August, 1997, at the hour of 2:00 o'clock P.M., E.S.T.

Paul Helmke
Mayor

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-10-97, passed by the Common Council on the 12th day of August, 1997, and that said Ordinance was duly signed and approved by the Mayor on the 23rd day of August, 1997, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 25th day of August, 1997.

Sandra E. Kennedy
City Clerk

#095

at the amount
to part of the

Julius Smith
Clerk

DAVIT

ary public in and for said county and state, the
who, being duly sworn, says that he/
The News-Sentinel newspaper of general
the English language in the (city) (town) of
ounty aforesaid, and that the printed matter
ich was duly published in said paper for
of publication being as follows:

Smith

30th day of AUG, 1997.

Mary L Schneider
Notary Public

L SCHNEIDER
IC STATE OF INDIANA
EN COUNTY
ON EXP JUNE 14,2001

PUBLISHER'S CLAIM

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TOTAL AMOUNT OF CLAIM

\$ 78.63

DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: AUG 30, 19 97

Title: Julie L Smith Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L SMITH who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

8-30-97

Subscribed and sworn to before me this 30th day of AUG, 19 97.

Mary L Schneider
Notary Public
MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 2001

My commission expires:

PUBLISHER'S CLAIM

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Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

LEGAL NOTICE

Notice is hereby given that on the 12th day of August, 1997, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-97-06-12 (as amended) General Ordinance No. G-10-97 to-wit:

BILL NO. G-97-06-12 (As Amended)GENERAL ORDINANCE NO. G-10-97

AN ORDINANCE AMENDING CHAPTER 39: ORDINANCE VIOLATIONS BUREAU, OF THE CITY OF FORT WAYNE, INDIANA, CODE OF ORDINANCES NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

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SECTION 2. This Amendment to Chapter 39 shall be in full force and effect on the later to occur of July 1, 1997, or the date of its passage and any and all necessary approval by the Mayor of the City of Fort Wayne, and any publication or other notices required under Indiana law.

Thomas E. Hayhurst
Council Member

Read the third time in full and on motion by Ravine, and duly adopted, placed on its passage. PASSED by the following vote:

AYES: Six
Bender, Hall, Hayhurst, Henry, Ravine, Schmidt

NAYS: None

ABSENT: Three, Crawford, Edmonds, Lunsey

ABSTAINED: None

DATED: 8-12-97

Sandra E. Kennedy
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-10-97 on the 12th day of August, 1997

ATTEST:
Sandra E. Kennedy
City Clerk

Thomas C. Henry
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of August, 1997, at the hour of 3:00 o'clock P.M., E.S.T.

Sandra E. Kennedy
City Clerk

Paul Helmke
Mayor

Approved and signed by me this 23rd day of August, 1997, at the hour of 2:00 o'clock P.M., E.S.T.

I, The Clerk of the City of Fort Wayne, Indiana do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-10-97, passed by the Common Council on the 12th day of August, 1997, and that said Ordinance was duly signed and approved by the Mayor on the 23rd day of August, 1997, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 25th day of August, 1997.

Sandra E. Kennedy
City Clerk

#095

153,

that the amount
no part of the

Julia L. Smith
Clerk

AFFIDAVIT

Notary public in and for said county and state, the

who, being duly sworn, says that he/

The Journal-Gazette newspaper of general

in the English language in the (city) (town) of

county aforesaid, and that the printed matter

which was duly published in said paper for

uses of publication being as follows:

Smith

his 30th day of AUG, 1997.

Mary L. Schneider
Notary Public

MARY L. SCHNEIDER
PUBLIC STATE OF INDIANA
ALLEN COUNTY
SESSION EXP JUNE 14, 2001

FW COMMON COUNCIL
(Governmental Unit)

ALLEN County, Indiana

To: The Journal-Gazette Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

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DATA FOR COMPUTING COST

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Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: AUG 30, 19 97 Title: Julie L Smith Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L SMITH who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

8-30-97

Subscribed and sworn to before me this 30th day of AUG, 19 97.

Mary L Schneider
Notary Public
MARY L SCHNEIDER
NOTARY PUBLIC STATE OF INDIANA
ALLEN COUNTY
MY COMMISSION EXP JUNE 14, 2001

Advertisement for car sales and financing. Includes text: "Assurance Test • 100% Mechanically Correct", "CERTIFIED", "NO CREDIT", "Call 484-39", "Ask For Clayton (Row)".